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7 CA State Bar No. 81209

8 Attorney for defendant, Steven Lee Vargem

FILED

SEP 22 2010

RICHARD W. WIERING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

9
10 **UNITED STATES DISTRICT COURT**
11 **IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 vs.

15 STEVEN LEE VARGEM,

16 Defendant.

Case No.: 5:10-mj-70582

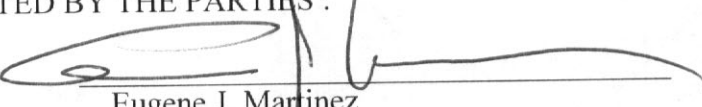
**REQUEST FOR MODIFICATION
OF CONDITIONS OF PRETRIAL
RELEASE; STIPULATION OF THE
PARTIES; AND PROPOSED ORDER**

17 The defendant, Steven Vargem, by and through his attorney of record, hereby requests
18 that the magistrate modify the conditions of his previously ordered pre-trial release on bond as
19 follows: 1. That the defendant be allowed to have contact with his spouse, Linda Vargem, and to
20 reside with her at 3157 Midhurst Court in San Jose, California.

2. All other conditions of release as stated in the record remain in full force and effect.

21 IT IS SO AGREED AND STIPULATED BY THE PARTIES :

22 Dated: September 22, 2010


Eugene J. Martinez
ATTORNEY FOR DEFENDANT
STEVEN VARGEM

23 Dated: September 22, 2010

24 JEFF NEDROW
25 ASSISTANT UNITED STATES ATTORNEY
ATTORNEY FOR PLAINTIFF

Eugene J. Martinez
Attorney at Law

HALL OF JUSTICE
190 W. HEDDING ST.
SAN JOSE, CA 95110

PEOPLE VS. STEVEN LEE VARGEM
L.K.A. 180 LEWIS RD 15
SAN JOSE, CA 95111

JUDGE HON. KURT E. KUNITZ
REPORTER V. SCOTTHARD L. SHINN
DEF. ATTY. BUCKLES, GEOFFRE (G)

CHARGES M(001)PC242/243(E)

DATE 09/14/2010 9:00 AM
CLERK R. ALVAREZ
HEARING JURY TRIAL
AGENCY SJ-04313-3284 -TUELL
STATUS I-SET -10000

DEPT. 45
CAN7223171
CDY BK:Y
M
TW N

C1083300
10033362

D.A.

M(002)PC273.6(A)

NEXT APPEARANCE

☒ Defendant Present ☐ Not Present ☒ Atty Present
☐ Arr'd ☐ Adv ☐ Arr Wav ☐ Amend Comp/Info ☐ Arr ☐ Plea ☐ IDC ☐ PTC ☐ Prob / Sent
☐ PC977 ☐ Filed ☐ On File ☐ Repr. Adv / Wav ☐ Bail/ OR/ SORP ☐ Rect Dr Rpt ☐ FAR/ ERC
☐ NG ☐ Entered by CRT ☐ NGBRI / Adv ☐ PSet ☐ Prelim ☐ Readiness ☐ S / B MTC
☐ Denies Priors/ Allegations/ Enhancements/Refusal ☐ Further ☐ Jury ☐ CT ☐ Peo / Def Wav Jury
☐ TW ☐ TNW ☐ TW / WD ☐ TW Sentence ☐ Ref'd
☐ Ref / Appt PD / AD / IDO ☐ Conflict Decl ☐ APO / DADS/ Prop 36 ☐ P36 Re-Assmt
☐ Relieved ☐ Appt'd ☐ Crim Proc Susp ☐ Rein
☐ Hrg on Motion ☐ Doubt Decl Pursuant PC 1368
☐ Granted ☐ Denied ☐ Submitted ☐ Off Cal ☐ Subm on Report ☐ Found
☐ Stip to Comm ☐ Drs. Appointed ☐ Max Term ☐ Committed
☐ Prelim Wav ☐ Certified to General Jurisdiction ☐ MDA / COM Amended to
☐ Amended to ☐ (M) VC12500(a) / VC23103(a) ☐ Pur VC23103.5 ☐ DA Stmt Filed

PLEA Conditions: ☐ None ☐ No State Prison ☐ PC17 after 1 Yr Prob ☐ Includes VOP

☐ Jail / Prison Term of ☐ Dismissal / Striking
☐ Adv ☐ Max Pen ☐ Parole/Prob ☐ Appeal ☐ Immig ☐ Reg PC290/HS11590/PC457.1/PC186.30 ☐ Future Serious Felony ☐ PC12021/PC12316(b)(1)/VC14607.8/PC666
☐ Wav Right to ☐ Counsel ☐ Court / Jury Trial ☐ Subpoena / Confront / Examine Witnesses ☐ Self-incrimination ☐ Written Waiver filed ☐ Plea / Absentia filed
☐ COP ☐ GUILTY ☐ NOLO CONTENDERE to charges & admits enhancements / allegations / priors ☐ PC17 ☐ Arbuckle ☐ Factual Basis found ☐ Findings stated
☐ Prop 36 Granted / Unamenable / Refused / Term ☐ DEJ Eligibility Filed ☐ DEJ Granted / Rein / Term ☐ Fee \$ ☐ Guilty Plea Rendered
☐ Waives Referral ☐ Ref'd to APO Full Rpt ☐ Ref to DOR ☐ TRAFFIC ☐ COURT ☐ TODAY Audit #
☐ Sent Suspended ☐ PROBATION DENIED

PROBATION ☐ Execution ☐ Imposition of sentence suspended for probation period
☐ COURT ☐ FORMAL PROBATION GRANTED for ☐ 3 Days / Mos / Yrs
☐ Report to APO within ☐ 3 Days ☐ Terminated ☐ Upon Release
☐ Perform ☐ 20 Hrs Volunteer Work as directed PO / SAR in lieu of the Jail
☐ Not drive w/o valid DL & Ins ☐ Adv VC23600 ☐ HTO ☐ Re-ref
☐ MOP ☐ FOP ☐ 12 hrs ☐ 3 mos ☐ 9 mos ☐ Enroll within ☐ days
☐ DL Susp/ Restr'd/ Rvk'd for ☐ IID Not/Ordered/ Rmv'd Term ☐ Yrs
☐ No contact with victim or family / co-defts unless appr by APO ☐ PC1202.05
☐ DVPO issued / mod / term'd Exp ☐ 9-14-2013 ☐ Victim Present
☐ No Contact ☐ Peaceful Contact ☐ DSA thru APO / DOR / CRT ☐ Filed
☐ Not own/possess deadly weapons ☐ Destroy/return weapon
☐ Stay away from ☐ while on prob.
☐ Submit Search/Testing ☐ Educ/Voc Trng/Emp/ ☐ No alcohol / drugs or where sold
☐ Substance Abuse, Psych, Theft, Anger Mgmt, DV, Parenting cnsl / prgm
☐ PC296 (DNA) ☐ PC1202.1 HIV Test / Education
VOP: ☐ Wav ☐ Arr'd ☐ Admits/Denies Viol ☐ Court Finds VOP / No VOP
Prob Rein / Mod / Term'd / Revoked / Remains Revoked / Ext to
☐ Original Terms & Conditions Except as Amended herein
☐ Co-terminous with ☐ No Further Penalties / Reviews
Other: ☐ As determined by APO/Court ☐ Referred to VWAC ☐ Collect Civilly

JAIL/PRISON ☐ See Attachm't Pg for Add'l Orders, Charges, PC1385 Reasons

Count	F/M	Violation	Prison Term / Yrs	Enhancement / Priors	Yrs / Styd / Strkn	HRS / DAYS / MOS
3	m	PC 236				
4	m	PC 166 C 1				

Enhancement Yrs/S Enhancement Yrs/S Enhancement Yrs/S Enhancement Yrs/S Enhancement Yrs/S
93 92 185
CTS = ACT + PC4019 ☐ 1/2 ☐ 1/3 ☐ PC2933.1 = 185 TOTAL DAYS TOTAL TERM 185
☐ Straight time ☐ In Camp ☐ WWP ☐ PC1209 Fees ☐ Waived ☐ Court Rec ☐ All / Except ☐ EMP/PSP/ERP/DRP/Co Parole/NP
☐ Sent Deemed Served ☐ Rpt to Parole w/in ☐ Adv ☐ Yrs Parole/Appeal Rights ☐ Consec ☐ Conc to
☐ Bal CJ Susp ☐ All but ☐ Hrs/Days/Mos ☐ On Cond Complete Residential Treatment Prgm ☐ Serve Consec MO/TU/WE/TH/FR/SA/SU
☐ Pre-process ☐ AM/PM ☐ Stay / Surrender / Transport to ☐ @ ☐ AM/PM or Sooner
☐ REMANDED-BAIL \$ ☐ REMAIN AS SET ☐ NO BAIL ☐ COMMITTED ☐ RELEASED ☐ OR ☐ SORP ☐ JAC PHONE ASSMT ☐ P36
☐ AS COND OF SORP ☐ BAIL INCREASED / REDUCED ☐ TO PRGM AS REC BY JAC DOC TO ARRANGE TRANSPORT UPON AVAIL BED

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